

4 Apr 23, 2019
5
SEAN F. McAVOY, CLERK

6 UNITED STATES DISTRICT COURT
7 EASTERN DISTRICT OF WASHINGTON
8

9 VERONICA T., No. 1:18-cv-03180-SAB
10 Plaintiff,

11 v.

12 COMMISSIONER OF SOCIAL
13 SECURITY,

14 Defendant.
15

**ORDER GRANTING STIPULATED
MOTION TO REMAND**

16 Before the Court is the parties' Stipulated Motion for Remand, ECF No. 18.

17 The motion was heard without oral argument and on an expedited basis.

18 The parties ask the Court to reverse the decision of the Commissioner and
19 remand for further administrative proceedings including a *de novo* hearing
20 pursuant to sentence four of 42 U.S.C. § 405(g).

21 Accordingly, **IT IS HEREBY ORDERED:**

22 1. The parties' Stipulated Motion for Remand, ECF No. 18, is
23 **GRANTED.**

24 2. The decision of the Commissioner is reversed and remanded for further
25 administrative proceedings including a *de novo* hearing pursuant to sentence four
26 of 42 U.S.C. § 405(g). On remand, the Appeals Council will remand the case to an
27 administrative law judge (ALJ), who shall update the medical records, offer
28 Plaintiff the opportunity for a hearing, and issue a new decision.

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1 3. Upon remand, the Appeals Council will direct the ALJ to reevaluate the
2 opinion evidence in accordance with 20 C.F.R. § 404.1527 and reevaluate
3 Plaintiff's residual functional capacity in accordance with Social Security Ruling
4 96-8p. If warranted, the ALJ will obtain supplemental vocational expert evidence
5 and determine whether the evidence is consistent with the DOT in accordance with
6 Social Security Ruling 00-4p.

7 4. Reasonable attorney fees will be awarded under the Equal Access to
8 Justice Act, 28 U.S.C. § 2412, upon proper request to the Court.

9 5. The District Court Executive is directed to enter judgment in favor of
10 Plaintiff and against Defendant.

11 **IT IS SO ORDERED.** The District Court Executive is hereby directed to
12 file this Order and provide copies to counsel.

13 | DATED this 23rd day of April 2019.



Stanley A. Sestan

Stanley A. Bastian
United States District Judge

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